

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Proposed Amendments to Commission)
Rules 4 CSR 240-3.165, 4 CSR 240-3.245, 4 CSR) **Case No. AX-2004-0160**
240-3.335, 4 CSR 240-3.435, 4 CSR 240-3.540, and)
4 CSR 240-3.640, Annual Report Requirements.)

NOTICE OF NO CHANGE IN FISCAL IMPACT ESTIMATE AND NOTICE CLOSING CASE

Issue Date: November 7, 2005

Amendments to Commission rules 4 CSR 240-3.165, 4 CSR 240-3.245, 4 CSR 240-3.335, 4 CSR 240-3.435, 4 CSR 240-3.540, and 4 CSR 240-3.640 became effective on April 30, 2004. On July 18, 2005, the Commission's Staff filed its Fiscal Note Review Memorandum. Staff notes that Section 536.200.2, RSMo 2000, requires agencies to make a filing with the Secretary of State if, after the first full year after implementation, the cost of the rule exceeds the agency estimate. The first full fiscal year after the rules became effective was the fiscal year beginning July 1, 2004, and ending June 30, 2005. Staff indicates that it has investigated the cost of implementing these rules, and that it has not discovered any information that would show that the cost estimates published in the *Missouri Register* were not accurate. Staff also reports that it has not received any information from any party potentially or actually affected by the implementation of the subject rules suggesting that the cost estimates were not accurate.

Under Section 536.200.2, RSMo, the Commission determines that the fiscal impact of the amendments and rescission has not exceeded the original estimated cost.

Thus, no further publication in the *Missouri Register* is required and this case may be closed.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 7th day of November, 2005.

Ruth, Senior Regulatory Law Judge